

Docket No.: ECV-5631

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## BEFORE THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Diana Nguyen-Thien-Nhon, et al.

) Group Art Unit: 3738

Application No.: 09/745,386

)

) Examiner: A. Stewart

Filing Date: December 21, 2000

)

)

For: HEART VALVE HOLDER THAT RESISTS SUTURE  
LOOPING

)

)


)

NOTICE OF APPEALCommissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner in the Final Office Action dated July 11, 2002, rejecting claims 1-4 and 24-25.

Respectfully submitted,

Date: October 25, 2002Guy Chamberbatch, Reg. No. 36,114  
c/o Edwards Lifesciences LLC

Law Department

One Edwards Way

Irvine, California 92614

Telephone: (949) 250-6807

Facsimile: (949) 250-6850

**Edwards Lifesciences**

Edwards Lifesciences LLC  
One Edwards Way - Irvine, CA USA - 92614  
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**FAX COVER SHEET****BEST AVAILABLE COPY****DATE:** March 11, 2005**TIME:** 7:30 AM**TO:** Debra Vega, Board of Patent  
Appeals and Interferences**PHONE:** 571/272-4681**FAX:** ~~571/272-4681~~ **273-0299****FROM:** Christine Koken**PHONE:** (949) 250-6809**FAX:** (949) 250-6850**NUMBER OF PAGES INCLUDING COVER SHEET:**14

As you requested this morning on the telephone, enclosed is our Notice of Appeal and the post card indicating receipt by the Patent Office. The Notice was filed with the Appeal Brief which I have also included in this transmission.

Please feel free to call me if you need anything further on this application.

#2649

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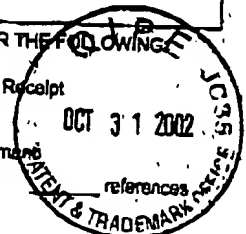
**US PATENT AND TRADEMARK OFFICE FILINGS****US PATENT AND TRADEMARK OFFICE FILINGS**

SERIAL NO. 09/745,386	DOCKET NO. ECV-5631	ATTY. JCJ
TITLE HEART VALVE HOLDER THAT RESISTS SUTURE LOOPING		
DATE MAILED October 31, 2002	EXPRESS MAIL NO. EL599115022US	Date of OA

THE DATE STAMP AND RETURN OF THIS CARD SIGNIFIES RECEIPT IN THE USPTO FOR THE FOLLOWING

- ☐ Patent Application in \_\_\_\_\_ pages.  
\_\_\_\_\_ Claims
- ☐ Drawings: \_\_\_\_\_ sheets  
\_\_\_\_\_ Informal \_\_\_\_\_ Formal
- ☒ Amendment \_\_\_\_\_ 2 \_\_\_\_\_ pages.  
(Second)
- ☐ Declaration/POA \_\_\_\_\_ pages.
- ☐ Assignment in \_\_\_\_\_ pages.  
\_\_\_\_\_ Recordation Cover Sheet
- ☐ Transmittal plus duplicate
- ☐ Return Postcard

- ☐ Request for Corrected Filing Receipt
- ☐ Information Disclosure Statement  
\_\_\_\_\_ Form PTO-1449 \_\_\_\_\_ references
- ☐ Issue Fee Transmittal
- ☒ Deposit Acct. Authorization in amount of \$750.00  
Deposit Acc. No. 501225
- ☒ Other NOTICE OF APPEAL  
APPEAL BRIEF (Orig. + 2)
- ☒ Other Declaration of Diana Nguyen



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## BEFORE THE UNITED STATES PATENT AND TRADEMARK OFFICE

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) Group Art Unit: 3738

Application No.: 09/745,386

) Examiner: A. Stewart

Filing Date: December 21, 2000

For: HEART VALVE HOLDER THAT RESISTS SUTURE LOOPINGCommissioner for Patents, Box Appeal  
Washington, D.C. 20231

## APPEAL TRANSMITTAL

Dear Sir:

Transmitted herewith is:

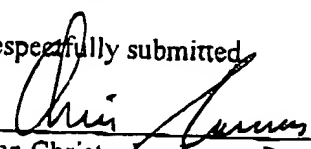
- (X) Applicant petitions for a one (1) month extension of time under 37 CFR §1.136.  
 (X) A Notice of Appeal in one (1) page.  
 (X) An Appeal Brief in seven (7) pages responsive to a FINAL OA dated 07/11/02. (Orig. + 2 copies)  
 (X) A Second Amendment After Final under 37 CFR §1.116 in two (2) pages.  
 (X) A Declaration of Diana Nguyen under 37 CFR §1.132 in one (1) page.  
 (X) The fee has been calculated as shown below:

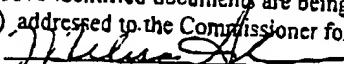
Claims Remaining After Amendment		Minus	Highest Prev. Present or Paid For		Extra	Rate	Fee	
Total Claims	10	-	23	=	0	x	18	= \$0
Indep Claims	1	-	3	=	0	x	84	= \$0
Notice of Appeal fee under 37 CFR §1.17(b)							\$320	
Appeal Brief fee under 37 CFR §1.17(c)							\$320	
Extension of time (1 month)							\$110	
<b>TOTAL DUE</b>							<b>\$750</b>	

- (X) Please charge the above fees and any additional fees or credit any over-payment to Deposit Account No. 501225 (Docket No. 5631). A copy of this sheet is enclosed.

Date: Oct. 31, 2002

Respectfully submitted,

  
 John Christopher James, Reg. No. 40,660  
 c/o Edwards Lifesciences LLC  
 Law Department  
 One Edwards Way  
 Irvine, California 92614  
 Telephone: (949) 250-6807  
 Facsimile: (949) 250-6850

CERTIFICATE OF MAILING  
 I certify that the above-identified documents are being deposited with the United States Postal Service as Express Mail (Label No. EL599115022US) addressed to the Commissioner for Patents, Box Appeal, Washington, D.C. 20231 on October 31, 2002  
 By:   
 Melissa Sanchez